

Amendment No. 1 to SB1254

Kelsey
Signature of Sponsor

AMEND Senate Bill No. 1254

House Bill No. 383*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 40-32-101(g)(1)(B), is amended by deleting the subdivision and substituting instead the following:

(B) Except as provided in this subdivision (g)(1)(B), a person who was convicted of a misdemeanor offense committed on or after November 1, 1989. Misdemeanors excluded from consideration are:

- (i) Section 39-13-102 - Aggravated assault of public employee;
- (ii) Section 39-13-111 - Domestic assault;
- (iii) Section 39-13-113(g) - Violation of protective or restraining order;
- (iv) Section 39-13-113(h) - Possession of firearm while order of protection is in effect;
- (v) Section 39-13-511 - Public indecency third or subsequent offense;
- (vi) Section 39-13-511 - Indecent exposure (victim under thirteen (13) years of age) or by person in penal institution exposing to a guard;
- (vii) Section 39-13-526(b)(1) and (2) - Violation of community supervision by sex offender not constituting offense or constituting misdemeanor;
- (viii) Section 39-13-528 - Soliciting minor to engage in Class E sexual offense;
- (ix) Section 39-13-533 - Unlawful sexual contact by authority figure;
- (x) Section 39-14-118 - Fraudulent use of credit/debit card (up to \$500);
- (xi) Section 39-15-201(b)(3) - Coercion - abortion;

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(xii) Section 39-15-210 - Third or subsequent violation of Child Rape Protection Act of 2006;

(xiii) Section 39-15-401(a) - Child abuse (where child is between ages seven through seventeen (7-17));

(xiv) Section 39-15-401(b) - Child neglect and endangerment (where child is between ages seven through thirteen (7-13));

(xv) Section 39-17-315 - Stalking;

(xvi) Section 39-17-431 - Unlawful dispensing of immediate methamphetamine precursor, sale of meth precursor to person on methamphetamine registry or purchase by someone on registry, possess meth precursor with intent to sell to another for unlawful use, purchase meth precursor for another for unlawful use, purchase meth precursor at different times and places to circumvent limits, and use false ID to purchase meth precursor for purpose of circumventing limits;

(xvii) Section 39-17-437 - Using substance or device to falsify drug test results and selling synthetic urine;

(xviii) Section 39-17-452 - Sale or possession of synthetic derivatives or analogues of methcathinone;

(xix) Section 39-17-902(a) - Importing, preparing, distributing, processing, or appearing in obscene material or Class A misdemeanors;

(xx) Section 39-17-907 - Unlawful exhibition of obscene material;

(xxi) Section 39-17-911 - Sale or loan to minors of harmful materials;

(xxii) Section 39-17-918 - Unlawful massage or exposure of erogenous areas;

(xxiii) Section 39-17-1307(f)(1)(A) - Possession of firearm after being convicted of misdemeanor crime of domestic violence;

(xxiv) Section 39-17-1307(f)(1)(B) - Possession of firearm while order of protection is in effect;

(xxv) Section 39-17-1307(f)(1)(C) - Possession of firearm while prohibited by state or federal law;

(xxvi) Section 39-17-1312 - Failure of adult to report juvenile carrying gun in school;

(xxvii) Section 39-17-1320(a) - Nonparent providing handgun to a juvenile;

(xxviii) Section 39-17-1352 - Failure to surrender handgun carry permit upon suspension;

(xxix) Section 39-13-511(a) - Public indecency - first or second offense (punishable by a five-hundred-dollar fine only);

(xxx) Section 39-13-511(b)(2) - Indecent exposure (victim thirteen (13) years of age or older);

(xxxi) Section 39-17-914 - Display for sale or rental of material harmful to minors; and

(xxxii) Section 55-10-401 - Driving under the influence of an intoxicant;

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.